

IN FOR THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

RECEIVED  
JUL 20 A 10:32  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

SEE ATTACHMENT FOR PLAINTIFFS

V.

BOB RILEY, GOVERNOR;  
DONAL CAMPBELL, COMMISSIONER;  
LEEPOSEY DANIELS, WARDEN;  
FRANKLIN BROWN, COII,  
Defendants.

CIVIL ACTION NO.: 2:05CV0669 F  
To Be Supplied By Clerk)

JUDICIAL NOTICE

Comes now the Plaintiffs in the above Style Civil Action hereby respectfully moves the District Court to take Judicial Notice that the above named defendants refuses to provide us the Plaintiffs with the financial records for former pauper's status to seek access to the Courts as required by the 1st Amendment of the United States Constitution. See Bounds v. Smith, United States Supreme Court's decision. Plaintiffs seek a declaratory order to be directed to the above named Defendants to comply and provide this Court with the proper financial records of Plaintiffs. See Exhibit (A)

DONE this the 19<sup>th</sup> day of July 2005

SCANNED

07/20/05

Respectfully Submitted,  
See Attachment For Plaintiffs Signatures

IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF ALABAMA

RECEIVED

2005 JUL 20 A 10: 52

U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

FOR PLAINTIFFS

SEE ATTACHMENT HERETO...

Full name and prison number  
of plaintiff(s)

v.

BOB RILEY, GOVERNOR;

DONAL CAMPBELL, COMMISSIONER;

LEBOSEY DANIELS, WARDEN and

FRANKLIN BROWN, COIT, et al.

Name of person(s) who violated  
your constitutional rights.  
(List the names of all the  
persons.)

CIVIL ACTION NO. 2:05cv669F  
(To be supplied by Clerk of  
U.S. District Court)

I. PREVIOUS LAWSUITS

A. Have you begun other lawsuits in state or federal court  
dealing with the same or similar facts involved in this  
action? YES ( ) NO (✓)

B. Have you begun other lawsuits in state or federal court  
relating to your imprisonment? YES ( ) NO (✓)

C. If your answer to A or B is yes, describe each lawsuit  
in the space below. (If there is more than one lawsuit,  
describe the additional lawsuits on another piece of  
paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s)

N/A

Defendant(s)

N/A

2. Court (if federal court, name the district; if  
state court, name the county) N/A

3. Docket number N/A
4. Name of judge to whom case was assigned N/A
5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) N/A
6. Approximate date of filing lawsuit N/A
7. Approximate date of disposition N/A

II. PLACE OF PRESENT CONFINEMENT Montgomery Community Work Center, P.O. Box 75, Mt. Meigs, Alabama 36057

PLACE OR INSTITUTION WHERE INCIDENT OCCURRED Montgomery Community Work Center For The Alabama Department of Corrections

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

- | NAME  | ADDRESS |
|---|---------|
| 1. <u>Bob Riley, Governor, 11 South Union Street, Montgomery, AL 36130</u>          |         |
| 2. <u>Donal Campbell, Commissioner, 64 North Union Street, Montgomery, AL 36130</u> |         |
| 3. <u>LEPPOSKY Daniels, Warden, P.O. Box 75, Mt. Meigs, AL 36057</u>                |         |
| 4. <u>Franklin Brown, COTI, P.O. Box 75, Mt. Meigs, AL 36057</u>                    |         |
| 5. _____  |         |
| 6. _____  |         |

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED Upon arrival to the Alabama Department of Corrections and Montgomery Community Work Center, and continuously.

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: Defendants Riley, Campbell, Daniels and Brown reckless deprivation of Plaintiffs 8th and 14th Amendment of the United States Constitution, and punitive segregation. See PUGH V. LOCKE, 406 F. Supp. 388 (1976) and NEWMAN V. STATE OF ALABAMA, 559 F.2d 583 (1977).

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

Plaintiffs have been placed in Alhambra prisons that are overcrowded, dilapidated and under staffed total lack of security, barbaric conditions by defendants Riley, Campbell, Daniels and Brown reckless disregard for the Eighth and Fourteenth Amendment of the United States Constitution for Plaintiffs to be protected from cruel and unusual conditions. See Exhibit (A) attached hereto...

GROUND TWO: Defendants Leeposey Daniels and Franklin Brown violated Plaintiffs 8th and 14th Amendments of the United States Const. by reckless punitive means,

SUPPORTING FACTS: On July 10, 2005, Plaintiff was placed in a imminent danger and health hazard situation by defendants Daniels and Brown reckless disregard to make meaningful preparations for hurricane Dennis by failing to have a backup generator after being warn by weather men, and upon the power outage defendant Brown ordered maintenance man Webster to turn off the security lights in order to create a deliberate punitive lockdown situation without any opportunity to contest 28 Admin. Reg. 403 and the 14th Amend. U.S.C.A. require.

GROUND THREE: \_\_\_\_\_

SUPPORTING FACTS: \_\_\_\_\_

VI. STATE BRIEFLY, EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU. MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

Protect interest of class as a whole pursuant to Fed. Rules Civ. Proc. Rule 23 (a) (6) (2). Plaintiff seek  
declaratory judgment for undisputable issue of overcrowding pursuant to rule 56 (c) Fed. Rules  
Civ. Proc. and seek monetary damages of twenty million dollars for loss of Plaintiff's rights on punitive and  
reckless disregarded basis by defendants in bad faith. That Article III be invoked to the fullest.

See Attached Sheet For Gross number of Plaintiff's signatures.  
Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on 7-19-05  
(Date)

See Attached Sheet For Gross number of Plaintiff's signatures  
Signature of plaintiff(s)

ATTACHMENT OF PLAINTIFFS & SIGNATURES  
IN 42 USCS § 1983 CLASS ACTION  
BELOW:

LOCATION OF ALL PLAINTIFFS ADDRESS IS P.O. Box 75,  
 Mt. Meigs, Alabama 36057.

- |                                      |                                      |
|--------------------------------------|--------------------------------------|
| 1. <u>J. L. M.</u> 234270            | 25. <u>Ronald Ellen</u> 214183       |
| 2. <u>Litus Bumbert</u> 206514       | 26. <u>Melvin R. Buckner</u> #236988 |
| 3. <u>Jalorie Williams</u> 1800127   | 27. <u>James Green</u> #194975       |
| 4. <u>Idrell Gordon</u> 23283        | 28. <u>Derrick Martin</u> 180946     |
| 5. <u>Red D Davis</u> 145394         | 29. <u>Charles Bayl</u> #228764      |
| 6. <u>Horace Green</u> 191885        | 30. <u>LA'jann Brown</u> #226444     |
| 7. <u>Jeffery Woods</u> 152135       | 31. <u>Edgar Miller</u> #208355      |
| 8. <u>Leotis Smith</u> 22424732      | 32. <u>Paul M.</u> #201721           |
| 9. <u>Geord Walker</u> 221535        | 33. <u>Gregory Turner</u> #187460    |
| 10. <u>K. C.</u> 203455              | 34. <u>Billy Heatherly</u> #236073   |
| 11. <u>Billy Bauer</u> 202451        | 35. <u>Barry Dalloway</u> 199564     |
| 12. <u>Joe Ringer Pickett</u> 128361 | 36. <u>Kenneth Scott</u> #162488     |
| 13. <u>Walter Jackson</u> 228920     | 37. <u>Cassius Small</u> #198460     |
| 14. <u>James Orr</u> 140994          | 38. <u>Henry Haizer</u> #164209      |
| 15. <u>Anthony Felder</u> 172756     | 39. <u>Edgar Leary</u> 139824        |
| 16. <u>Ignatius Ridgeway</u> 198019  | 40. <u>Arthur Byrd</u> 159837        |
| 17. <u>Eric McCall</u> #763053       | 41. <u>Chris Decker</u> 163040       |
| 18. <u>Nicholas Ogier</u> #216531    | 42. <u>Harry Rebert</u> 240898       |
| 19. <u>Marvin Harris</u> #239053     | 43. <u>Maun Carloni</u> #185836      |
| 20. <u>NATHANIEL HAILS</u> #128080   | 44. <u>David Jackson</u> #223624     |
| 21. <u>James Chapman</u> #194309     | 45. <u>Orion Clanton</u> #197075     |
| 22. <u>William Lee</u> #205066       | 46. <u>Art Smith</u> 187027          |
| 23. <u>Anthony Davis</u> 19201       | 47. <u>Charles Cleveland</u> 157334  |
| 24. <u>Larry Rumph</u> 232759        | 48. <u>Maya White</u> 228388         |



- 49 Don Williams 138268  
 50 Shamar Shanes 206681  
 51 James E. Brown 152183  
 52 Bob Pitt 213976  
 53 Anthony D. Clark 146792  
 54 Fred Hartley 232636  
 55 Mitrick Johnson 230769  
 56 Termaine Tate 234698  
 57 Donald Davis 127981  
 58 Gregory Campbell 165714  
 59 Joseph McCray 13567  
 60 Chanda Rankins 240330  
 61 ~~Barry~~ Barry Turner 208384  
 62 ~~Barry~~ Barry Turner 233110  
 63 Glenn W. Linthorn 138323  
 64 Eddie Craig 122661  
 65 ~~Gregory~~ Gregory 2224998  
 66 ~~James~~ James Wilson 175723  
 67 Sam Jones 198671  
 68 Shannon Turner 173409  
 69 Stacy Johnson 172854  
 70 Gerald Duval 166571  
 71 Jonathan Johnson 229028  
 72 Anthony Hawkins 167159  
 73 Roger Heard #179768  
 74 Charles E. Sanders 227060  
 75 Richard Carter 176781  
 76 Charles Butler 170478  
 77 Silvester Houghton #132753  
 78 Calvin White 228271  
 79 James Jackson 161001  
 80 Olanda Venable #1472  
 81 Charles Lee 157292  
 82 Marquis Hale 232509  
 83 Edward Sanders 150959  
 84 Joe Reere #192825  
 85 Albrun Glenn 184684  
 86 LaShaw Johnson 216073  
 87 Jonathan Brown 234349  
 88 James B. Allen 230209  
 89 James Williams 155160  
 90 Chris Hannon #232304  
 91 Rudy Stripling 172558  
 92 Jonath Reel 221812  
 93 Charles Arington 157955  
 94 NIKIL MEHTA 234282  
 95 Kenneth Dainabon 228026  
 96 Barry Dwyer 185716  
 97 ~~Barry~~ Barry E. Dwyer #194466  
 98 ~~Barry~~ Barry E. Dwyer 230007  
 99 BRAMS CURRY 220196  
 100 Edmund Fese 227361  
 101 Dwight Tible 178318  
 102 Phillip Morris 214880  
 103 Daniel Lee 232554  
 104 Marcus Brooks #199031  
 105 Jerry Balt 194095  
 106 ~~James~~ James

107 Michael C. <sup>Ais</sup> Crutcher 210494	138 N/A
108 Danny Dagnan 209520	137 N/A
109 James M. Bastick 175501	138 N/A
110 Lawrence Fletcher 198739	139 N/A
111 Anthony Hitchcock 190243	140 N/A
112 Derico L. Davis 185791	141 N/A
113 Sedel Wilkerson 129722	142 N/A
114 Alton Rice 227389	143 N/A
115 Olin Westbrook 175580	144 N/A
116 Mr. E. W. Ensey 145204	145 N/A
117 Ricky Funches 143982	146 N/A
118 N/A	147 N/A
119 N/A	148 N/A
120 N/A	149 N/A
121 N/A	150 N/A
122 N/A	151 N/A
123 N/A	152 N/A
124 N/A	153 N/A
125 N/A	154 N/A
126 N/A	155 N/A
127 N/A	156 N/A
128 N/A	157 N/A
129 N/A	158 N/A
130 N/A	159 N/A
131 N/A	160 N/A
132 N/A	161 N/A
133 N/A	162 N/A
134 N/A	163 N/A
135 N/A	164 N/A